

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

Delaware

The Brigham and Women's Hospital, Inc.,  
NPS Pharmaceuticals, Inc. and  
Amgen Inc.,

Plaintiffs,

SUMMONS IN A CIVIL CASE

V.

Teva Pharmaceuticals USA, Inc.,  
Teva Pharmaceutical Industries Ltd.,  
and Barr Laboratories, Inc.,  
Defendants.

CASE NUMBER:

08 - 464

TO: (Name and address of Defendant)

Teva Pharmaceuticals USA, Inc.  
c/o Corporate Creations Network, Inc.  
3411 Silverside Road  
Rodney Building - #104  
Wilmington, DE 19810

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Maryellen Noreika  
Morris, Nichols, Arsht & Tunnell LLP  
1201 North Market Street  
P.O. Box 1347  
Wilmington, DE 19899

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

DATE

7/28/08

(By) DEPUTY CLERK

|  |                       |
|--|-----------------------|
| Service of the Summons and complaint was made by me <sup>(1)</sup> | DATE<br>July 28, 2008 |
| NAME OF SERVER (PRINT)<br>Thomas W/e                               | TITLE<br>Messenger    |

☐ Served personally upon the defendant. Place where served: \_\_\_\_\_

Name of person with whom the summons and complaint were left: \_\_\_\_\_

☐ Returned unexecuted: \_\_\_\_\_

☒ Other (specify): By hand delivering a copy of the summons and complaint to  
Teva Pharmaceuticals USA., Inc. c/o Corporate Creations  
Network, Inc., 3411 Silverside Road, Rodney Building - #104,  
Wilmington, DE 19810

| TRAVEL | SERVICES | TOTAL |
|--------|----------|-------|
|--------|----------|-------|

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 7/28/08 Thomas Lyb  
Date Signature of Server  
800 King Street  
Suite 102  
Wilmington, DE 19801  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.